Applicant: Masahide Shima et al. Attorney's Docket No.: 08917-048002 / FOR 99-58-US DIV

Serial No.: 10/052,785

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# **REMARKS**

Applicants have rewritten claims 22 and 23 in independent form, canceled claims 1-21 and 24, and added new claims 25-38. Support for claims 25 and 32 can be found at page 9, lines 16-26 of the specification. Claims 26-31 correspond, respectively, to canceled claims 14-16, 20, 21, and 24. No new matter has been introduced by the amendments.

Claims 22, 23, and 25-38 are currently pending. Reconsideration of this application is respectfully requested in view of the following remarks.

# Rejection under 35 U.S.C. § 102

Claims 13-18, 20, 21, and 24 are rejected as being anticipated by Boxhoorn et al. (U.S. Patent 4,728,634). These claims have been canceled.

### Allowable subject matter

The Examiner concludes that claims 22 and 23 would be allowed if rewritten in independent form. See the Office Action, page 5, lines 5-13.

Applicants have amended them accordingly. Claims 22 and 23, now in independent form, are in condition for allowance.

#### New claims

New claims 25-31 depend from claim 22, and new claims 32-38 depend from claim 23. As claims 22 and 23, distinguishable from Boxhoorn et al., cover allowable subject matter (see the Office Action, page 5, lines 8-13), so do claims 25-38.

Note that new claims 25 and 32 are also distinguishable from Boxhoorn et al. in view of the silicon compound content recited therein, i.e., 0.01-1 mol/kg calculated as silicon. More specifically, 1 kg of alumina = about 10 moles ( $Al_2O_3$ ) = 20 mole of Al. Thus, each of claims 25 and 32 covers a catalyst having 0.01-1 moles Si per 20 moles of Al, i.e., Si/Al atom ratio of 0.0005-0.05. Boxhoorn et al., on the other hand, discloses a catalyst having Si/Al atom ratio of

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about 0.1 to 0.5, as pointed out by the Examiner. See the Office Action, page 3, penultimate line.

# **CONCLUSION**

For the reasons set forth above, it is submitted that the grounds for rejection asserted by the Examiner have been overcome, and that claims 22, 23, and 25-38, as pending, define novel subject matter. Applicant ask that claims 22, 23, and 25-38 be allowed.

Enclosed is a \$950 check for the Petition for Extension of Time fee. Please apply any other charges or credits to deposit account 06-1050.

Respectfully submitted,

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Date:	4-22	-07	
Date:	4-20	- 7	

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